

# CONTRACT AGREEMENT

(Contract No. 2023-017)

THIS AGREEMENT, made this JUN 05 2023 day of JUN 05 2023 2023 in TAGUIG CITY between:

The **TOURISM INFRASTRUCTURE AND ENTERPRISE ZONE AUTHORITY (TIEZA)**, an attached body corporate of the Department of Tourism by virtue of Republic Act No. 9593 holding office at 6<sup>th</sup> and 7<sup>th</sup> Floors, Tower 1 Double Dragon Plaza, DD Meridian Park, Macapagal Avenue corner EDSA Extension, Pasay City, Metro Manila, represented herein by its Chief Operating Officer, **MARK T. LAPID**, duly authorized for this purpose under Board Resolution \_\_\_\_\_, Series of \_\_\_\_\_ (copy of which is attached as Annex A);

-and-

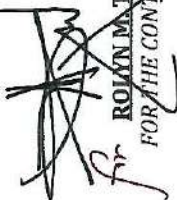
**AQUAGEN TECHNOLOGIES INC.**, with principal office address at Unit 708 Page 1 Bldg., 1215 Acacia Ave., Madrigal Business Park, Ayala Alabang, Muntinlupa City, represented here by **ROLYN M. TAYAO** authorized under Resolution No. \_\_\_\_\_, Series of \_\_\_\_\_ (copy of which is attached as Annex B).

## RECITALS

WHEREAS, TIEZA is desirous that the contractor execute the **UPGRADING OF FEEDER LINES FOR PUMP STATION #1 & CONSTRUCTION OF GEN SET HOUSING FOR PS1 & PS3, BORACAY ISLAND, MALAY, AKLAN** and TIEZA has accepted the bid for **ONE MILLION ONE HUNDRED THIRTY-FIVE THOUSAND SEVEN HUNDRED FIFTY-FOUR PESOS AND NINETY CENTAVOS (Php1,135,754.90)** (hereafter called "the Contract Price") by the CONTRACTOR for the execution and completion of such Works and the remedying of any defects therein.

**NOW THEREFORE**, for and in consideration of the foregoing, the parties agree as follows:

1. In this Agreement, words and expressions shall have the same meaning as are respectively assigned to them in the Conditions of Contract hereinafter referred to.
2. The following documents, as applicable, shall be attached, deemed to form, and be read and construed as part of this Agreement:
  - a. BAC Resolution recommending award;
  - b. Bid Bulletin/s, Addendum or Supplement, if any;
  - c. Bid Data Sheet;
  - d. Bid Forms, including all the documents and statements contained in the bid envelopes;
  - e. Cash Flow Chart;
  - f. Construction Schedule (PERT/CPM);
  - g. Drawings/Plans;
  - h. Eligibility requirements, documents/statements;
  - i. Financial and Technical Component;
  - j. General and Special Conditions of Contract;
  - k. Invitation to Apply for Eligibility and to Bid;
  - l. Instructions to Bidders;
  - m. Notice of Award of Contract and the Bidder's *conforme*;
  - n. Performance Security
  - o. Program of Work (POW) / Terms of Reference;
  - p. Specifications;
  - q. TWG Evaluation and Recommendation/Resolution;
  - r. Warranty Security;
  - s. Other contract documents that may be required by existing laws or by TIEZA. CONTRACTOR agrees that additional contract documents or information prescribed by the GPPB that are subsequently required for submission after the

  
ROLYN M. TAYAO  
FOR THE CONTRACTOR

  
MARK T. LAPID  
FOR TIEZA

contract's execution, such as the Notice to Proceed, Variation Orders and Warranty Security, shall likewise form part of the Contract.

The enumeration above shall not be construed as a limitation to the inclusion of other relevant documents submitted and/or required to be submitted by applicable law, issuances, or TIEZA.

3. In consideration of sum of **ONE MILLION ONE HUNDRED THIRTY-FIVE THOUSAND SEVEN HUNDRED FIFTY-FOUR PESOS AND NINETY CENTAVOS (PhP1,135,754.90)** or such other sums as may be ascertained, CONTRACTOR agrees to provide the **UPGRADING OF FEEDER LINES FOR PUMP STATION #1 & CONSTRUCTION OF GEN SET HOUSING FOR PS1 & PS3, BORACAY ISLAND, MALAY, AKLAN** in accordance with its bid.
4. TIEZA agrees to pay the above-mentioned sum in accordance with the terms of the bidding.

**IN WITNESS THEREOF**, the parties hereto have caused this Agreement to be executed in accordance with the laws of the Republic of the Philippines on the date and place first above-written.

**TOURISM INFRASTRUCTURE AND ENTERPRISE ZONE AUTHORITY**

**AQUAGEN TECHNOLOGIES INC.**

By

  
**MARK T. LAPID**  
Chief Operating Officer

By

  
**ROLYN M. TAYAO**  
Authorized Representative

SIGNED IN THE PRESENCE OF:

  
DYAN P. SANON

**ACKNOWLEDGMENT**

REPUBLIC OF THE PHILIPPINES)

TAGUIG CITY ) S.S.

BEFORE ME, a Notary Public in and for TAGUIG CITY, Philippines, this JUN 05 2023 day of \_\_\_\_\_ 2023 personally appeared:

Name	ID Presented/ID No.	Date & Place Issued
MARK T. LAPID	TIEZA No. 2356	Pasay City
ROLYN M. TAYAO	Passport No. <u>PG2119298</u>	<u>DFA San Rabelo</u>

all known to me to be the same persons who executed the foregoing Contract Agreement and acknowledged to me that the same is their free and voluntary act and deed and that of the entities they respectively represent.

This instrument consists of **TWO (2) pages**, including this page where this acknowledgment is written.

**IN TESTIMONY WHEREOF**, I have hereunto set my hand and affixed my notarial seal on the date and at the place first above written.

Doc No. 702  
Page No. 61  
Book No. XIV  
Series of 2023.

  
**ATTY. IRISH S. PRECION**  
Notary Public for Taguig City  
Appointment No. 23 (2023-2024)  
Roll No. 89281/05.31.17 / IBP No. 197035/01.07.23  
PTR No. A-5726883/01.03.23/Taguig City  
MILE Compliance No. VII-0020815 valid until 04-14-25  
Ground Floor FTI Old Admin. Bldg. FTI Complex, Taguig City  
precionirishs@gmail.com / 09988534549